



MacPherson Kwok Chen & Heid LLP

1762 Technology Drive, Suite 226

San Jose, CA 95110

Tel. (408) 392-9250

Fax (408) 392-9262

2402 Michelson Drive, Suite 210

Irvine, CA 92612

Tel. (949) 752-7040

Fax (949) 752-7049

Email: mailbox@macpherson-kwok.com

www.macpherson-kwok.com

December 29, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Applicant(s): Leung et al.
Assignee: ProMOS Technologies, Inc.
Title: Nonvolatile Memory Structures and Fabrication Methods
Application No.: 10/689,908 Filed: October 20, 2003
Examiner: Booth, Richard A. Group Art: 2812
Docket No.: M-11467-2D US

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) Return Receipt Postcard;
- (2) This Transmittal Letter (1 page in duplicate);
- (3) Reply to Office Action (2 pages);
- (4) Terminal Disclaimer to Obviate Double Patenting Rejection over "Prior" Patent (1 page).

☒ The fee has been calculated as shown below:

~~01/06/2005 MWLD001 00000032 502257 10689908~~

~~01-FC:1814 130.00 DA~~

CLAIMS AS AMENDED

	Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra	Rate	Additional Fee
Total Claims	10	Minus	20	=	0	x \$50.00	\$ 0.00
Independent Claims	1	Minus	3	=	0	x \$200.00	\$ 0.00
<input type="checkbox"/>	Fee of _____ for the first filing of one or more multiple dependent claims per application						\$
<input checked="" type="checkbox"/>	Fee for Terminal Disclaimer under 37 CFR 1.20(d)						\$ 130.00

Total additional fee for this Amendment:

\$

- ☒ Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.
- ☒ Please charge our Deposit Account No. 50-2257 in the amount of \$ 130.00
- ☒ Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 50-2257

Total: \$ 130.00

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 29, 2004.

Michael Shenker
Attorney for Applicant(s)

12-29-04
Date of Signature

Respectfully submitted,

Michael Shenker

Michael Shenker
Attorney for Applicants
Reg. No. 34,250